

every participant to do his very best to win in a manner that will reflect credit upon himself or herself, and the country represented; and

Whereas the peoples of the world in these trying times require above all else occasions for friendship and understanding, and among the most telling things which influence the opinions of people of other countries are the acts of individuals and not those of governments; and

Whereas experiences afforded by the Olympic Games make a unique contribution to common understanding and mutual respect among all peoples; and

Whereas previous Olympic Games have proved that competitors and spectators alike have been imbued with the Olympic ideals of friendship, chivalry, and comradeship and impressed with the fact that accomplishment is reward in itself; and

Whereas the United States Olympic Association, in accordance with the provisions of its Federal charter, is presently engaged in selecting individuals and teams to represent the United States in the games at Helsinki and making arrangements for their equipment, transportation, feeding, housing, and competition; and

Whereas, the United States Olympic Association, an organization not for pecuniary profit or gain, its activities being wholly supported by the public, is now making an appeal for the sum of \$850,000, necessary to equip, transport, feed, house, and present in competition over four hundred amateur athletes from all classes of our society and all parts of our country to represent the United States in the 1952 Olympic Games: Therefore, be it

Olympic Week.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the President of the United States is authorized and requested to issue a proclamation designating the seven-day period beginning May 18, 1952, as Olympic Week and urging all citizens of our country to contribute as generously as possible to insure that the United States will be fully and adequately represented in the XVth Olympic Games.

Approved May 16, 1952.

Public Law 345

CHAPTER 306

AN ACT

May 17, 1952
[S. 1798]

Granting the consent of Congress to a compact entered into by the States of Oklahoma, Texas, and New Mexico relating to the waters of the Canadian River.

Canadian River
Compact.
Consent of Con-
gress.
43 USC 600c
note.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of the Congress is hereby given to the compact authorized by the Act of April 29, 1950 (64 Stat. 93), signed by the commissioners for the States of Oklahoma, Texas, and New Mexico at Santa Fe, New Mexico, on December 6, 1950, and thereafter ratified and approved by the legislatures of the States of Oklahoma, Texas, and New Mexico, which compact reads as follows:

"CANADIAN RIVER COMPACT

"The State of New Mexico, the State of Texas, and the State of Oklahoma, acting through their Commissioners, John H. Bliss for the State of New Mexico, E. V. Spence for the State of Texas, and Clarence Burch for the State of Oklahoma, after negotiations participated in by

Berkeley Johnson, appointed by the President as the representative of the United States of America, have agreed respecting Canadian River as follows:

“ARTICLE I

“The major purposes of this Compact are to promote interstate comity; to remove causes of present and future controversy; to make secure and protect present developments within the States; and to provide for the construction of additional works for the conservation of the waters of Canadian River.

“ARTICLE II

“As used in this Compact:

“(a) the term ‘Canadian River’ means the tributary of Arkansas River which rises in northeastern New Mexico and flows in an easterly direction through New Mexico, Texas and Oklahoma and includes North Canadian River and all other tributaries of said Canadian River.

“(b) The term ‘North Canadian River’ means that major tributary of Canadian River officially known as North Canadian River from its source to its junction with Canadian River and includes all tributaries of North Canadian River.

“(c) The term ‘Commission’ means the agency created by this Compact for the administration thereof.

“(d) The term ‘conservation storage’ means that portion of the capacity of reservoirs available for the storage of water for subsequent release for domestic, municipal, irrigation and industrial uses, or any of them, and it excludes any portion of the capacity of reservoirs allocated solely to flood control, power production and sediment control, or any of them.

“ARTICLE III

“All rights to any of the waters of Canadian River which have been perfected by beneficial use are hereby recognized and affirmed.

“ARTICLE IV

“(a) New Mexico shall have free and unrestricted use of all waters originating in the drainage basin of Canadian River above Conchas Dam.

“(b) New Mexico shall have free and unrestricted use of all waters originating in the drainage basin of Canadian River in New Mexico below Conchas Dam, provided that the amount of conservation storage in New Mexico available for impounding these waters which originate in the drainage basin of Canadian River below Conchas Dam shall be limited to an aggregate of 200,000 acre-feet.

“(c) The right of New Mexico to provide conservation storage in the drainage basin of North Canadian River shall be limited to the storage of such water as at the time may be unappropriated under the laws of New Mexico and of Oklahoma.

“ARTICLE V

“Texas shall have free and unrestricted use of all waters of Canadian River in Texas, subject to the limitations upon storage of water set forth below:

“(a) The right of Texas to impound any of the waters of North Canadian River shall be limited to storage on tributaries of said River in Texas for municipal uses, for household and domestic uses, livestock watering, and the irrigation of lands which are cultivated solely for the purpose of providing food and feed for the householders and domestic livestock actually living or kept on the property.

“(b) Until more than 300,000 acre feet of conservation storage shall be provided in Oklahoma, exclusive of reservoirs in the drainage basin of North Canadian River and exclusive of reservoirs in the drainage basin of Canadian River east of the 97th meridian, the right of Texas to retain water in conservation storage, exclusive of waters of North Canadian River, shall be limited to 500,000 acre feet; thereafter the right of Texas to impound and retain such waters in storage shall be limited to an aggregate quantity equal to 200,000 acre feet plus whatever amount of water shall be at the same time in conservation storage in reservoirs in the drainage basin of Canadian River in Oklahoma, exclusive of reservoirs in the drainage basin of North Canadian River and exclusive of reservoirs east of the 97th meridian; and for the purpose of determining the amount of water in conservation storage, the maximum quantity of water in storage following each flood or series of floods shall be used; provided, that the right of Texas to retain and use any quantity of water previously impounded shall not be reduced by any subsequent application of the provisions of this paragraph (b).

“(c) Should Texas for any reason impound any amount of water greater than the aggregate quantity specified in paragraph (b) of this Article, such excess shall be retained in storage until under the provisions of said paragraph Texas shall become entitled to its use; provided, that, in event of spill from conservation storage, any such excess shall be reduced by the amount of such spill from the most easterly reservoir on Canadian River in Texas; provided further, that all such excess quantities in storage shall be reduced monthly to compensate for reservoir losses in proportion to the total amount of water in the reservoir or reservoirs in which such excess water is being held; and provided further that on demand by the Commissioner for Oklahoma the remainder of any such excess quantity of water in storage shall be released into the channel of Canadian River at the greatest rate practicable.

“ARTICLE VI

“Oklahoma shall have free and unrestricted use of all waters of Canadian River in Oklahoma.

“ARTICLE VII

“The Commission may permit New Mexico to impound more water than the amount set forth in Article IV and may permit Texas to impound more water than the amount set forth in Article V; provided, that no State shall thereby be deprived of water needed for beneficial use; provided further that each such permission shall be for a limited period not exceeding twelve months; and provided further that no State or user of water within any State shall thereby acquire any right to the continued use of any such quantity of water so permitted to be impounded.

“ARTICLE VIII

“Each State shall furnish to the Commission at intervals designated by the Commission accurate records of the quantities of water stored in reservoirs pertinent to the administration of this Compact.

“ARTICLE IX

Canadian River
Commission.

“(a) There is hereby created an interstate administrative agency to be known as the ‘Canadian River Commission.’ The Commission shall be composed of three Commissioners, one from each of the signatory States, designated or appointed in accordance with the laws of each

such State, and if designated by the President an additional Commissioner representing the United States. The President is hereby requested to designate such a Commissioner. If so designated, the Commissioner representing the United States shall be the presiding officer of the Commission, but shall not have the right to vote in any of the deliberations of the Commission. All members of the Commission must be present to constitute a quorum. A unanimous vote of the Commissioners for the three signatory States shall be necessary to all actions taken by the Commission.

U. S. representative.

“(b) The salaries and personal expenses of each Commissioner shall be paid by the government which he represents. All other expenses which are incurred by the Commission incident to the administration of this Compact and which are not paid by the United States shall be borne equally by the three States and be paid by the Commission out of a revolving fund hereby created to be known as the ‘Canadian River Revolving Fund.’ Such fund shall be initiated and maintained by equal payments of each State into the fund in such amounts as will be necessary for administration of this Compact. Disbursements shall be made from said fund in such manner as may be authorized by the Commission. Said fund shall not be subject to the audit and accounting procedures of the States. However, all receipts and disbursements of funds handled by the Commission shall be audited by a qualified independent public accountant at regular intervals and the report of the audit shall be included in and become a part of the annual report of the Commission.

“(c) The Commission may:

“(1) Employ such engineering, legal, clerical and other personnel as in its judgment may be necessary for the performance of its functions under this Compact;

“(2) Enter into contracts with appropriate Federal agencies for the collection, correlation, and presentation of factual data, for the maintenance of records, and for the preparation of reports;

Contracts.

“(3) Perform all functions required of it by this Compact and do all things necessary, proper, or convenient in the performance of its duties hereunder, independently or in cooperation with appropriate governmental agencies.

“(d) The Commission shall:

“(1) Cause to be established, maintained and operated such stream and other gaging stations and evaporation stations as may from time to time be necessary for proper administration of the Compact, independently or in cooperation with appropriate governmental agencies;

“(2) Make and transmit to the Governors of the signatory States on or before the last day of March of each year, a report covering the activities of the Commission for the preceding year;

Report.

“(3) Make available to the Governor of any signatory State, on his request, any information within its possession at any time, and shall always provide access to its records by the Governors of the States, or their representatives, or by authorized representatives of the United States.

“ARTICLE X

“Nothing in this Compact shall be construed as:

“(a) affecting the obligations of the United States to the Indian Tribes;

“(b) Subjecting any property of the United States, its agencies or instrumentalities, to taxation by any State or subdivision thereof, or

creating any obligation on the part of the United States, its agencies or instrumentalities, by reason of the acquisition, construction or operation of any property or works of whatever kind, to make any payment to any State or political subdivision thereof, state agency, municipality or entity whatsoever, in reimbursement for the loss of taxes;

“(c) Subjecting any property of the United States, its agencies or instrumentalities, to the laws of any State to an extent other than the extent to which such laws would apply without regard to this Compact;

“(d) Applying to, or interfering with, the right or power of any signatory State to regulate within its boundaries the appropriation, use and control of water, not inconsistent with its obligations under this Compact;

“(e) Establishing any general principle or precedent applicable to other interstate streams.

“ARTICLE XI

“This Compact shall become binding and obligatory when it shall have been ratified by the Legislature of each State and approved by the Congress of the United States. Notice of ratification by the Legislature of each State shall be given by the Governor of that State to the Governors of the other States and to the President of the United States. The President is hereby requested to give notice to the Governor of each State of approval by the Congress of the United States.

“IN WITNESS WHEREOF, the Commissioners have executed four counterparts hereof, each of which shall be and constitute an original, one of which shall be deposited in the archives of the Department of State of the United States, and one of which shall be forwarded to the Governor of each State.

“DONE at the City of Santa Fe, State of New Mexico, this 6th day of December, 1950.

“[s] John H. Bliss
JOHN H. BLISS

Commissioner for the State of New Mexico

“[s] E. V. Spence
E. V. SPENCE

Commissioner for the State of Texas

“[s] Clarence Burch
CLARENCE BURCH

Commissioner for the State of Oklahoma

“APPROVED:

“[s] Berkeley Johnson
BERKELEY JOHNSON

Representative of the United States of America”

Rights reserved.

SEC. 2. The right to alter, amend, or repeal section 1 of this Act is expressly reserved. This reservation shall not be construed to prevent the vesting of rights to the use of water pursuant to applicable law and no alteration, amendment, or repeal of section 1 of this Act shall be held to affect rights so vested.

Approved May 17, 1952.